

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



PATENT/Docket No. 6011.N DV2

Serial No. 09/138,209

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11/21/00  
C. Stefa

Art Unit : 1611  
Examiner : B. Coleman  
Applicant(s) : Toni-Jo Poel, et al.  
Serial Number : 09/138,209  
Filed : August 24, 1998  
For : Phenylloxazolidinones Having a C-C Bond to 4-8 Membered Heterocyclic Rings

Commissioner of Patents and Trademarks  
Washington, DC 20231

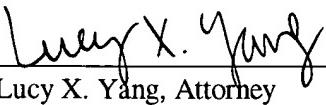
**RESPONSE TO A REQUIREMENT FOR RESTRICTION**

Sir:

In response to the restriction requirement dated 17 May 1999, applicants elect group III, claims 1-6 and 8-13, drawn to compounds and method of use of formula I wherein m and n taken together are 3 for prosecution without traverse. Applicants tentatively elect a single species, Example 22 at page 45 (compound f in claim 9).

Should the Examiner have any questions, the undersigned attorney would welcome a telephone call to expedite prosecution of this application.

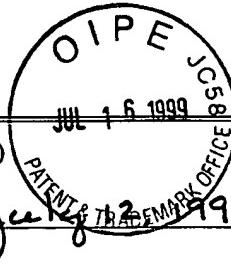
Respectfully submitted,

  
Lucy X. Yang, Attorney  
Registration No. 40,259

Date: 7-12-99

Pharmacia & Upjohn Company  
Global Intellectual Property  
301 Henrietta Street  
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CERTIFICATE OF MAILING (37 CFR 1.8)

Date of Deposit with U.S. Postal Service:

I hereby certify that this paper is being deposited with the United States Postal Service as first class mail under 37 CFR 1.8 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, DC 20231.

Julie K. Lyons, Legal Assistant

Name of Person Mailing Paper

Signature

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TRANSMITTAL OF A RESPONSE TO A NON-FINAL ACTION (37 CFR 1.111)

Sir:

Transmitted herewith is a reply and/or amendment in the above-captioned application in response to the Examiner's action dated May 17, 1999.

- The reply and/or amendment is being filed under 37 CFR 1.8 and the required Certificate of Mailing appears above.
- An additional fee in the amount of \$ is required for the amended claims presented and has been calculated as shown in the attached sheet.

Please charge Deposit Account No. 21-0718 in the amount of the additional fee above, or such greater or lesser amount of excess fees for claims as the Commissioner determines is required by law. Triplicate copies of this sheet are enclosed.

**EXTENSION OF TIME.** In the event this paper is not filed prior to the time set for response, applicant(s) hereby petition for an extension of the period for filing the attached reply and/or amendment to the date of filing this paper, and hereby authorize the Commissioner to charge the

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\$110

extension fee as may be required by 37 CFR 1.17, to Deposit Account No. 21-0718. If for any reason the extension requested above is insufficient to extend this period to the date of this paper, applicant(s) hereby petition for the revival of the above-captioned application as having been unintentionally abandoned and authorize the Commissioner to charge the required fees under 37 CFR 1.17 to Deposit Account No. 21-0718.

Respectfully submitted,

Lucy X. Yang

Lucy X. Yang, Attorney  
Registration No. 40,259

Date: 7 - 12 - 99

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Enclosures:

Reply/Amendment

Calculation of Additional Fees for Amended Claims